

JAMES HARTSELL, ESQ
NEVADA BAR NO. 5017
LAW OFFICES OF JAMES HARTSELL
720 SOUTH FOURTH ST. SUITE 100
LAS VEGAS, NV 89101
(702) 384-3132
ATTORNEY FOR DEFENDANT

FILED RECEIVED
ENTERED SERVED ON
APR 13 1978 CLERK OF COURT

2015 AUG -3 P 2:18

STATE OF NEVADA

UNITED STATES DISTRICT COURT

REPUTY

DISTRICT OF NEVADA

UNITED STATES OF AMERICA,) 2:15-cr-00240-RJD-PAL
Plaintiff,)
vs.) **STIPULATION TO CONTINUE
SENTENCING DATE AND ORDER**
EDGAR RIOS SANTIAGO) (Second Request)
Defendant.)
)
)

IT IS HEREBY STIPULATED AND AGREED, by and between Cristina D. Silva, Assistant United States Attorney, and Andrew W. Duncan, Assistant United States Attorney, counsel for the United States of America, and James Hartsell, Esq., counsel for defendant Edgar Rios Santiago, that the sentencing in the above-captioned matter currently scheduled for Wednesday, August 5, 2015, at the hour of 9:00 a.m. be vacated and set to a date and time convenient to the Court but no later than September 18, 2015.

This Stipulation is entered into for the following reasons:

1. The defendant entered a plea of guilty on February 13, 2015, and a sentencing date of May 10, 2015, was set.

2 The defendant has completed his presentence interview.

3. The defendant will be incarcerated for approximately 70 months based on the plea negotiation.

4. The defendant is undergoing medical treatment in preparation for surgery.

5. The defendant is requesting a sentencing date no later than September 18, 2015.

This is the second request to continue the sentencing date made by the defendant.

Dated this 18th day of July, 2015.

DANIEL G. BOGDEN
United States Attorney

By /s/
JAMES HARTSELL, ESQ.
Counsel for Defendant
Edgar Rios Santiago

1 UNITED STATES DISTRICT COURT

2 DISTRICT OF NEVADA

3
4 UNITED STATES OF AMERICA,) 2:13-cr-00240-KJD-PAL
5 Plaintiff,)
6 vs.) FINDINGS OF FACT, CONCLUSIONS OF LAW
7 EDGAR RIOS SANTIAGO,) AND ORDER
8 Defendant)
9

10
11
12 FINDINGS OF FACT

13 Based upon the pending Stipulation of Counsel, and good cause appearing therefore, the Court
14 finds that:

15 1. The defendant has entered a plea of guilty in the case.
16 2. The defendant needs additional time for medical treatment.
17 3. The defendant is out-of-custody and is aware of the continuance being sought and he
18 agrees to the continuance.
19 4. The additional time requested herein is not sought for purposes of delay, but merely to
20 allow the defendant sufficient time to put his affairs in order.

21 This is the second request to continue the sentencing date made by the defendant.
22 For all of the above-stated reasons, the ends of justice would best be served by a continuance of
23 the sentencing date.
24

CONCLUSIONS OF LAW

The ends of justice served by granting said continuance outweigh the best interest of the public and defendant in an early sentencing date.

ORDER

IT IS THEREFORE ORDERED that the sentencing date currently scheduled for August 5, 2015, at the hour of 9:00 a.m., be vacated and continued to September 15, 2015 at 9:00 AM.

DATED this 3rd day of August, 2015.

UNITED STATES DISTRICT JUDGE